

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA	:	CRIMINAL NO. _____
v.	:	DATE FILED: _____
CLINTON SCOTT	:	VIOATIONS: 21 U.S.C. § 846
	:	(Conspiracy to distribute
	:	heroin - 1 count)
	:	21 U.S.C. § 841(a)(1)
	:	(Possession with intent to
	:	distribute heroin - 1 count)
	:	18 U.S.C. § 2
	:	(Aiding and abetting)
	:	21 U.S.C. § 853
	:	(Criminal forfeiture)
	:	Notice of Prior Conviction

INDICTMENT

COUNT ONE

THE GRAND JURY CHARGES THAT:

1. From in or about June 2002 to on or about November 8, 2002, at Philadelphia, in the Eastern District of Pennsylvania, and elsewhere, defendant

CLINTON SCOTT

conspired and agreed with others known and unknown to the grand jury, to knowingly and intentionally distribute and possess with intent to distribute more than 100 grams, that is, approximately 750 grams, of a mixture or substance containing a detectable amount of heroin, a Schedule I controlled substance, in violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(B).

MANNER AND MEANS

2. It was part of the conspiracy that defendant CLINTON SCOTT obtained approximately 200 to 500 13-packet bundles of heroin once per month from Luis Ramos, a/k/a “Juan De La Cruz, a/k/a “Popeye,” charged elsewhere, in Philadelphia, Pennsylvania during calendar year 2002.

It was further a part of the conspiracy that:

3. Defendant CLINTON SCOTT obtained the prepackaged heroin from Luis Ramos in 13 packet bundles for re-sale and distribution on the street in the vicinity of Pittsburgh, Pennsylvania.

4. It was part of the conspiracy that Luis Ramos operated a heroin packaging and distribution operation from Philadelphia, Pennsylvania, in which Ramos obtained multi-hundred gram to multi-kilogram quantities of heroin from heroin sources of supply with links to Colombian-based heroin traffickers.

5. Luis Ramos organized a heroin packaging operation in Philadelphia, Pennsylvania to complete the packaging of bulk quantities of heroin into thirteen-packet bundles ready for street distribution and sale in the Pittsburgh, Pennsylvania area.

6. Luis Ramos assembled and paid a group of heroin packagers, including Nicholas De La Cruz, a/k/a “Felix Bernabe,” Natividad Santana, Marlyn Garcia, Anthony Hurtado, a/k/a “Moreno,” Kendys Valdez, a/k/a “Benny,” Larceny Maria Suero and Mayra Ortiz, each charged elsewhere, to assist in transporting, processing and preparing heroin into multi-hundred and thousand bundle quantities, with stamped “brand” names on each glassine packet containing heroin, including “Holle Back,” “Hola,” and “Platinum,” for street distribution and

sale.

7. Luis Ramos supplied a Pittsburgh-based street heroin distribution organization comprised of, among other persons, defendant CLINTON SCOTT, whom Ramos supplied with multi-hundred bundle shipments of stamped, pre-packaged heroin approximately once every month from June 2002 through November 2002.

8. Defendant CLINTON SCOTT traveled from Pittsburgh and elsewhere to Philadelphia using personally owned and rented automobiles to meet with, and accept delivery from Luis Ramos of the pre-packaged multi-hundred bundles of heroin and to tender payment in United States currency to Ramos for the heroin.

9. Defendant CLINTON SCOTT used cellular and land-based telephone facilities to arrange, negotiate and complete heroin purchase and delivery transactions with his heroin supplier, Luis Ramos.

10. Defendant CLINTON SCOTT caused the transportation of the prepackaged heroin by car from Philadelphia to Pittsburgh, Pennsylvania, where the heroin was distributed and sold in the Pittsburgh area.

OVERT ACTS

In furtherance of the conspiracy and to accomplish its object, the following overt acts, among others, were committed in the Eastern District of Pennsylvania and elsewhere:

1. In or about June 2002, defendant CLINTON SCOTT traveled to Philadelphia, Pennsylvania, where his heroin supplier, Luis Ramos, supplied SCOTT with approximately 500 bundles of heroin for sale and further distribution.

2. On or about November 8, 2002, defendant CLINTON SCOTT traveled to

Philadelphia, Pennsylvania, where his heroin supplier, Luis Ramos, supplied SCOTT with approximately 200 bundles of heroin for sale and further distribution.

3. On or about November 8, 2002, defendant CLINTON SCOTT possessed and transported from Philadelphia in his red 1995 GMC Sport Utility Vehicle, Pennsylvania registration EYL-9930, approximately 200 bundles of heroin intended for sale and further distribution in the Pittsburgh area.

All in violation of Title 21, United States Code, Section 846.

COUNT TWO

THE GRAND JURY FURTHER CHARGES THAT:

On or about November 8, 2002, at Philadelphia, in the Eastern District of Pennsylvania, defendant

CLINTON SCOTT

knowingly and intentionally possessed with intent to distribute, and aided and abetted the possession with intent to distribute of, approximately 200 bundles of a mixture or substance containing a detectable amount of heroin, a Schedule I controlled substance, packaged in glassine packets.

In violation of Title 21, United States Code, Sections 841(a)(1), 841(b)(1)(C) and Title 18, United States Code, Section 2.

NOTICE OF PRIOR CONVICTION

Defendant CLINTON SCOTT committed the offenses charged in Counts One and Two of this Indictment after having been convicted in a court of the Commonwealth of Pennsylvania of the following felony drug offense:

1. Manufacture/Delivery/Possession with Intent to Manufacture/Deliver a Controlled Substance, a felony - Allegheny County Common Pleas Docket, CP #98-08593.

NOTICE OF FORFEITURE

As a result of the violation of Title 21, United States Code, Sections 846 and 841(a)(1), as set forth in Counts One and Two of this indictment, defendant

CLINTON SCOTT

shall forfeit to the United States of America pursuant to Title 21, United States Code, Section 853, the following property:

A. Any property used or intended to be used, in any manner or part, to commit, or to facilitate the commission of, the violations of Title 21, United States Code, as charged in this indictment, including, but not limited to: (1) the sum of \$5,000 in United States currency representing proceeds from the sale and distribution of heroin.

B. Any property used or intended to be used, in any manner or part, to commit, or to facilitate the commission of, the violations of Title 21, United States Code, as charged in this indictment, including, but not limited to: (1) the sum of \$5,000 in United States currency representing proceeds from the sale and distribution of heroin.

C. If any of the property described above as being subject to forfeiture, as a result of any act or omission of the defendant CLINTON SCOTT,

1. cannot be located upon the exercise of due diligence;
2. has been transferred or sold to, or deposited with, a third party;
3. has been placed beyond the jurisdiction of the court;
4. has been substantially diminished in value; or
5. has been commingled with other property which cannot be divided without difficulty;

it is the intent of the United States, pursuant to Title 21, United States Code, Section 853(p) to seek forfeiture of any other property of said defendants up to the value of the above forfeitable property.

All pursuant to Title 21, United States Code, Section 853.

A TRUE BILL:

FOREPERSON

PATRICK L. MEEHAN
United States Attorney